

**2568**

**HEALTH & SAFETY (H&S) PLAN -- REMOVAL  
ACTIONS UNDER AMENDED CONSENT  
AGREEMENT**

**11/18/91**

**WEMCO:EVP:91-121**

**WEMCO/DOE-FO**

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**LETTER**

Westinghouse  
Environmental Management  
Company of Ohio

PO Box 398704  
Cincinnati, Ohio 45239-8704  
(513) 738 6200

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WEMCO:EVP:91-121  
November 18, 1991

Mr. R. E. Tiller, Manager  
Fernald Office  
U.S. Department of Energy  
P.O. Box 398705  
Cincinnati, Ohio 45239-8705

Dear Mr. Tiller:

**HEALTH & SAFETY (H&S) PLAN -- REMOVAL ACTIONS UNDER AMENDED CONSENT AGREEMENT**

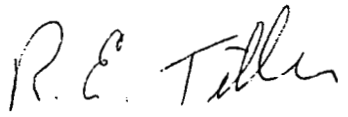
During the negotiations for the modification to the Consent Agreement, it was agreed between representatives of U.S. EPA, OEPA and DOE that Health and Safety Plans for Consent Agreement Removal Actions would only be submitted to the regulatory agencies upon written request. This agreement is not reflected in the language in Section IX of the approved amended Consent Agreement.

Discussions with representatives of the DOE Site Office has identified that it remains the intent of DOE to work consistent with the verbal agreement reached during the negotiations. Consistent with this position, WEMCO will continue to prepare task specific H&S plans consistent with the pertinent requirements (i.e., DOE 5400.5, 29 CFR 1910.120). These plans will be approved by appropriate internal WEMCO organizations and will be available for DOE or U.S. EPA inspection prior to the initiation of any field activities associated with the proposed removal actions.

If DOE concurs with this strategy, WEMCO recommends that U.S. EPA be notified of our planned approach so as not to jeopardize potential for noncompliance situation in the future. With your concurrence, WEMCO will proceed with the implementation of this strategy.

Very truly yours,

  
H. F. Daugherty  
Executive Vice President

 11/22/91  
Concurrence  
R. E. Tiller, Manager, DOE-FO

DJC:rdb

c: D. J. Brettschneider	J. P. Hopper	J. J. Volpe
D. J. Carr	D. A. Lojek	ERA Project File
J. R. Craig, DOE-FO	D. A. Nixon	AR File
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